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# HOUSE BILL No. 1028

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-15-8-8.

**Synopsis:** Attorney's fees in Medicaid lien collection cases. Increases the amount of attorney's fees required to be paid by the office of Medicaid policy and planning in Medicaid lien collection cases.

**Effective:** July 1, 2005.

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**Ulmer**

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January 4, 2005, read first time and referred to Committee on Public Health.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## HOUSE BILL No. 1028

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A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 12-15-8-8 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. The office shall pay  
3 attorney's fees in the amount of one (1) of the following:  
4 (1) ~~Seven and five-tenths~~ **Twenty-five** percent ~~(7.5%)~~ **(25%)** of  
5 the office's recovery under the lien if the claim was collected  
6 without initiating legal proceedings.  
7 (2) ~~Ten~~ **Thirty-three and one-third** percent ~~(10%)~~ **(33 1/3%)** of  
8 the office's recovery under the lien if the claim was collected by  
9 initiating legal proceedings.

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